

Aug 06 03 01:46p

Milde & Hoffberg, LLP

(914) 949-3416

p.1

20/E  
SH  
NE  
8-13-03

**MILDE & HOFFBERG, LLP**  
COUNSELORS IN INTELLECTUAL PROPERTY LAW

KARL F. MILDE, JR.  
STEVEN M. HOFFBERG

10 BANK STREET, SUITE 460  
WHITE PLAINS, NY 10606

TEL: (914) 949-3100  
FAX: (914) 949-3416  
INTPROP@AOL.COM

OF COUNSEL:  
CHERYL H. AGHIS, Ph.D.<sup>2</sup>  
PAUL S. HOFFMAN  
SAMUEL SHIPKOVITZ, Ph.D.<sup>2</sup>  
THOMAS M. PITEGOFF  
NANCY A. DIRD

WWW.MILDE.COM

<sup>1</sup>ALSO ADMITTED IN CT  
<sup>2</sup>ALSO ADMITTED IN NJ  
<sup>3</sup>ADMITTED IN DC, VA, OR ONLY

VIA TELEFAX

FAX NO. (703) 872-9306

TO: COMMISSIONER OF PATENTS AND TRADEMARKS  
WASHINGTON, DC 20231

RECEIVED

AUG 07 2003

Technology Center 2100

ART UNIT: 2121

EXAMINER : Thomas Pham

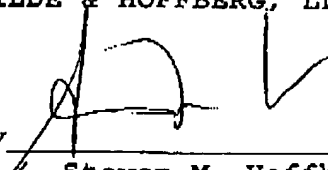
CASE NO.: 3459-11

SERIAL NO.: 09/260,802

TOTAL NO. OF PAGES (INCLUDING THIS PAGE): 49

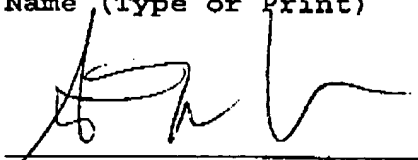
MILDE & HOFFBERG, LLP

By

  
Steven M. Hoffberg  
Reg. No. 33,511

I hereby certify that this paper is being facsimile  
transmitted to the Patent and Trademark Office on the date  
shown below.

Steven M. Hoffberg  
Name (Type or Print)

  
Signature

8/6/03  
Date

IF THIS TRANSMISSION IS NOT COMPLETE, PLEASE CALL (914) 949-3100

PATENT

3459-11

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Hoffberg et al

RECEIVED

Filed : March 2, 1999

AUG 07 2003

Serial No. : 09/260,802

Technology Center 2100

For : ADAPTIVE PATTERN RECOGNITION BASED CONTROLLER  
APPARATUS AND METHOD AND HUMAN-FACTORED  
INTERFACE THEREFORE

GAU : 2121

-----  
August 6, 2003Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

COMMUNICATION

I hereby certify that the attached communication was transmitted by fax to  
703-746-7240 on July 9, 2003.

A copy of the Amendment Under 37 C.F.R. 1.116 and confirmation sheets is attached  
hereto.

Respectfully submitted,

Steven M. Hoffberg  
Reg. No. 33,511MILDE & HOFFBERG, LLP  
10 Bank Street - Suite 460  
White Plains, NY 10606  
(914) 949-3100

Aug 06 03 01:46p

Milde & Hoffberg, LLP

(914) 949-3416

p.3

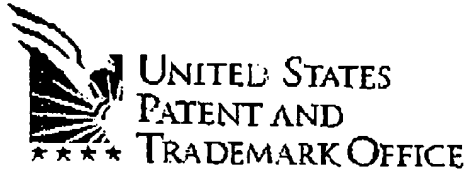
USPTO

7/9/03 9:26 PAGE 1/1

RightFAX

o-reply fax to 914 949 3416 COMPANY:

## Auto-Reply Facsimile Transmission



TO:

Fax Sender at 914 949 3416

Fax Information

Date Received:

7/9/03 10:08:49 AM [Eastern Daylight Time]

Total Pages:

46 (Including cover page)

**ADVISORY:** This is an automatically generated return receipt confirmation of the facsimile transmission received by the Office. Please check to make sure that the number of pages listed as received in Total Pages above matches what was intended to be sent. Applicants are advised to retain this receipt in the unlikely event that proof of this facsimile transmission is necessary. Applicants are also advised to use the certificate of facsimile transmission procedures set forth in 37 CFR 1.8(a) and (b), 37 CFR 1.6(f). Trademark Applicants, also see the Trademark Manual of Examining Procedure (TMPEP) section 306 et seq.

Received  
Cover  
Page

=====>

JUL 09 03 00:58 MILDE & HOFFBERG, LLP (914) 949-3416 p.1

MILDE & HOFFBERG LLP  
COUNSELORS IN INTELLECTUAL PROPERTY LAW  
SUITE 400, 10 WEST STREET  
WHITE PLAINS, NY 10606  
TELEPHONE (914) 949-3100  
FACSIMILE (914) 949-3416  
EMAIL: INFO@MIDELLO.COM

PATENTS, TRADEMARKS, COPYRIGHTS,  
AND RELATED MATTERS

July 9, 2003

### FACSIMILE COVER SHEET

Please reply to: (914) 949-3100  
Telex No. (914) 949-3416

From: Steven M. Hoffberg, Esq.

To: Examiner Paul Gontow  
USPTO

Fax No.: (703) 746-7239 or 40

Pages: 46

Re:

If this transmission is incomplete, please call (914) 949-3100.

Confidentiality Notice: This page, and any documents accompanying this facsimile transmission may contain confidential information which is legally privileged. The information is intended only for the use of the recipient and is not to be disclosed to any other person. If you are not the intended recipient, or in the event that the document is received in error, or misdirected, you are requested to provide notice to the sender of (914) 949-3100 and return the original to us at our expense, or forward the document in the enclosed return envelope, or may be appropriate. You are hereby notified that any disclosure, copying, distribution or use of any information contained in this transmission other than by the intended recipient is strictly prohibited.

Received from <914 949 3416> at 7/9/03 10:08:49 AM [Eastern Daylight Time]

Received from <914 949 3416> at 8/6/03 2:41:07 PM [Eastern Daylight Time]

HP OfficeJet G Series G85  
Personal Printer/Fax/Copier/Scanner

Fax-History Report for  
Milde & Hoffberg, LLP  
(914) 949-3416  
Jul 09 2003 9:12am

---

Last Fax

| <u>Date</u> | <u>Time</u> | <u>Type</u> | <u>Identification</u> | <u>Duration</u> | <u>Pages</u> | <u>Result</u> |
|-------------|-------------|-------------|-----------------------|-----------------|--------------|---------------|
| Jul 9       | 8:56am      | Sent        | 17037467240-700       | 16:25           | 46           | OK            |

---

## Result:

OK - black and white fax  
Okay color - color fax